

**No. 14-16949**

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**IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

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E. & J. GALLO WINERY, a California Corporation,

*Appellee,*

vs.

GRENADE BEVERAGE, LLC, a California Limited Liability Company,

*Appellant.*

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On Appeal From the United States District Court  
For the Eastern District of California

Hon. Anthony W. Ishii

Case No. 1:13-cv-00770-AWI-SAB

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**MOTION TO STRIKE REDACTED SUPPLEMENTAL EXCERPTS  
OF RECORD**

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E. & J. GALLO WINERY

Pursuant to the Court's instructions, Plaintiff and Appellee E. & J. Gallo Winery ("Appellee") hereby moves to strike the redacted supplemental excerpts of record that were previously filed electronically with Appellee's Brief.

Appellee has filed *unredacted* supplemental excerpts of record *under seal* pursuant to Circuit Rule 27-13, along with a Notification of Filing Under Seal and Motion to File Under Seal via US Express Mail, which also were served on counsel for the Appellant. All cites in Appellee's Brief refer to the pages of the UNDER SEAL Supplemental Excerpts, which were duly filed and served via US Express Mail today.

Respectfully submitted,

DATED: May 20, 2015

HOLMES WEINBERG, PC

By:



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Steven M. Weinberg

Attorneys for Appellee  
E. & J. GALLO WINERY

**CERTIFICATE OF SERVICE**

I certify that on May 20, 2015, the foregoing Motion to Strike Redacted Supplemental Excerpts of Record was served via the Court's ECF electronic filing system on all counsel who have entered an appearance in this matter as follows:

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